IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.247 OF 2007
IN
CRIMINAL APPEAL NO.580 OF 2006

Prakash @ Kakaso Maruti Kamble ..Applicant
Vs.
State of Maharashtra ..Respondent

Mr.Arfan Sait for the Applicant.
Mr.A.R.Ptil, A.P.P.for the Respondent.

CORAM :- DR.S.RADHAKRISHNAN &
SMT.R.S.DALVI,JJ.
DATE : 20TH SEPTEMBER,2007

P.C.

. Heard the learned Counsel for the parties. By this Application, the Applicant is seeking bail with regard to the offence punishable under Section 302 of the Indian Penal Code. We have perused the Trial Court judgment as well as the evidence. All the necessary circumstances for finding the detenu guilty have been prima facie established. The motive has been clearly established and even the conduct of the accused immediately before and after the incident, recovery of weapon as well as blood stained clothes and the oral dying declaration supports the order of conviction. At this stage, we are not inclined to grant bail in the above. Bail Application stands rejected.

2. In view of the fact that the paper book is ready and record and proceedings have also been received, hearing of the above Appeal is expedited.

(SMT.R.S.DALVI,J.) **(DR.S.RADHAKRISHNAN,J.)**